**HCJ & RSR,J**

**Per G.S. Singhvi, CJ**

This is a petition for quashing the action of the respondent-Visakhapatnam Municipal Corporation, which revised the ratable value of the petitioner's property for the purpose of levy of tax under Hyderabad Municipal Corporation Act, 1955 (for short 'the Act') as applicable to the petitioner. It has also prayed for quashing the demand created by the respondent.

After arguing the case for some time, learned counsel for the petitioner made a request that his client may be permitted to withdraw the writ petition with liberty to avail statutory alternative remedy of appeal under Section 282 of the Act.

Learned Standing Counsel for the respondent says that he does not have any objection.

In view of the above, the writ petition is dismissed as withdrawn with liberty to the petitioner to avail the alternative remedy of appeal. We also make it clear that if the petitioner files appeal within a period of 15 days from today, the same shall be entertained and decided by the appellate authority on merits subject to fulfillment of the condition specified in Section 282(2)(d) of the Act.

G.S. SINGHVI, C.J.

Date:20-12-2005

R. SUBHASH REDDY, J

PV

**HONOURABLE SRI G.S. SINGHVI, THE CHIEF JUSTICE**

**AND**

**HON'BLE SRI JUSTICE R. SUBHASH REDDY**

**WRIT PETITION No.22442 OF 2005**

Between:

Rajasthani Sanskritic Mandal, Visakhapatnam,

Rep. by its President Sri Ramesh Kumar Tatiya,

S/o. Late Sri Pushpa Kumar Tatiya, aged 50 years,

R/o.27-4-30, Main Road, Visakhapatnam-1.

.. Petitioner

**AND**

The Visakhapatnam Municipal Corporation

Rep. by its Commissioner, Visakhapatnam.

.. Respondent

::ORDER::

**Counsel for the petitioner : Mr. K.A. Narasimham**

**Counsel for the Respondent : Mr. N. Ranga Reddy,**
S.C. for Municipal Corp. of
Visakhapatnam

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20th December, 2005

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